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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA1
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3 Jeromy Oelker,
4 v.
5 State of Idaho, et al.,
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7 Plaintiff
Defendants
8Case No. 2:24-cv-01291-CDS-DJA
Order Adopting Magistrate Judge's
Report and Recommendation and Closing
Case

[ECF No. 5]

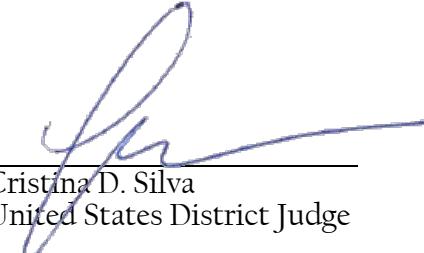
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Magistrate Judge Daniel J. Albregts issued a report and recommendation (R&R) that I
dismiss this case without leave to amend because each of the named defendants in his complaint
are immune from suit. R&R, ECF No. 5. As set forth in the R&R, and in accordance with the local
rules, Oelker had until September 4, 2024, to file to file any objections to the R&R. *Id.* at 8–9
(citing LR IB 3-2 (stating that parties wishing to object to an R&R must file objections within
fourteen)); *see also* 28 U.S.C. § 636(b)(1)(C) (same). As of the date of this order, Oelker has neither
objected to the R&R nor requested more time to do so.¹16
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“[N]o review is required of a magistrate judge’s report and recommendation unless
objections are filed.” *Schmidt v. Johnstone*, 263 F. Supp. 2d 1219, 1226 (D. Ariz. 2003); *see also Thomas v.*
Arn, 474 U.S. 140, 150 (1985); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003). Still, I
nonetheless reviewed Judge Albregt’s order and R&R and agree with his conclusion that, based
on the allegations contained in the complaint, all named defendants are immune from suit. I also
agree that amendment would be futile because the defendants are covered by immunity. As a
result, I adopt the R&R in full and dismiss the complaint without leave to amend.23
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1 Oelker did file a motion for recusal. ECF No. 6. That motion was denied on September 12, 2024. Order,
ECF No. 7.

1 Conclusion
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3 IT IS THEREFORE ORDERED that Judge Albregt's report and recommendation [ECF
4 No. 5] is adopted in its entirety. The complaint is now dismissed without leave to amend.
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6 The Clerk of Court is kindly instructed to enter judgment accordingly and to close this
7 case.
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9 Dated: September 17, 2024
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12 Cristina D. Silva
13 United States District Judge
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